

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, June 12, 2001 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Michael Nelson
Aldermen	Mark Dorosin
	Jacquelyn Gist
	Diana McDuffee
	Allen Spalt
	Alex Zaffron
Town Manager	Robert W. Morgan
Town Clerk	Sarah C. Williamson
Town Attorney	Michael B. Brough

Absent:

Alderman	Joal Hall Broun
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BUDGET APPROPRIATION

Maxine Mitchell, on behalf of Lloyd Street Neighborhood Assoc., requested \$500 in support of an appreciation day for Carrboro and Chapel Hill police officers scheduled for June 23rd at 3:00 p.m.

MOTION WAS MADE BY DIANA MCDUFFEE AND SECONDED BY JACQUELYN GIST TO APPROPRIATE \$250 FROM CONTINGENCY FOR THE LLOYD/BROAD STREET NEIGHBORHOOD ASSOCIATION'S POLICE APPRECIATION DAY. AFFIRMATIVE SIX, ABSENT ONE (BROUN)

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO APPROVE THE JUNE 5, 2001 MINUTES. VOTE: AFFIRMATIVE ALL

REQUEST TO SET A PUBLIC HEARING/VOLUNTARY ANNEXATION OF PHASE 6A OF LAKE HOGAN FARMS SUBDIVISION

The purpose of this item was to accept a petition for the voluntary annexation of Phase 6A of the Lake Hogan Farms Subdivision and to set a public hearing for June 26, 2001.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Alex Zaffron.

A RESOLUTION SETTING A PUBLIC HEARING
TO CONSIDER THE ANNEXATION OF PHASE 6A
OF THE LAKE HOGAN FARMS SUBDIVISION
UPON THE REQUEST OF THE PROPERTY OWNERS
Resolution No. 163/2000-01

WHEREAS, the Town of Carrboro has received a petition from the owners of Phase 6A of the Lake Hogan Farms Subdivision requesting that their property be annexed into the Town of Carrboro; and

WHEREAS, the Town Clerk has certified that the petition requesting the annexation of this property is sufficient in all respects under G.S. 160A-31.

NOW, THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The Board of Aldermen hereby accepts this petition and shall hold a public hearing on June 26, 2001 to consider the voluntary annexation of this property.

Section 2. The Town Clerk shall cause a notice of this public hearing to be published once in The Chapel Hill Herald at least ten days prior to the date of the public hearing.

Section 3. This resolution shall become effective upon adoption.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 12th day of June, 2001:

Ayes: Mark Dorosin, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

PRESENTATION BY THE ORANGE COUNTY DISABILITY AWARENESS COUNCIL

Brenetta Lee with the Orange County Disability Awareness Council made a presentation to the Board of Aldermen on the programs offered by the Orange County Disability Awareness Council.

FINAL DECISION: JOINT PLANNING LAND USE PLAN AMENDMENT TO INCORPORATE THE REVISIONS TO THE CHAPEL HILL COMPREHENSIVE PLAN AND LAND USE PLAN

On April 11, 2001, the three parties to a Joint Orange County Planning Agreement and Land Use Plan held a public hearing on an amendment requested by the Town of Chapel Hill. The Administration recommended that the Board of Aldermen adopt a resolution that designates both the Neville and the Greene tracts for public use and submits this affirmative vote for consideration by the Orange County Planning Board on June 6 and the Board of County Commissioners on June 25, 2001.

Trish McGuire, the town's Planning Administrator, made the staff presentation.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Alex Zaffron.

A RESOLUTION ADOPTING A
JOINT PLANNING LAND USE PLAN AMENDMENT
TO INCORPORATE THE REVISIONS TO THE
CHAPEL HILL COMPREHENSIVE PLAN

Whereas, Orange County, the Town of Chapel Hill, and the Town of Carrboro entered into a Joint Planning Agreement, dated September 22, 1987, as amended April 2, 1990; and

WHEREAS, pursuant to the Joint Planning Agreement, a Joint Planning Area Land Use Plan (JPALUP) was adopted on October 13, 1986 by all parties to the Joint Planning Agreement, and has since been amended on several occasions; and

Whereas, the Town of Chapel Hill's Comprehensive Plan, which provides a framework for the future use of land within the Chapel Hill Joint Planning Transition Area (Northwest Area) was adopted by the Chapel Hill Town Council on May 8, 2000; and

Whereas, the Comprehensive Plan was the product of a two-year planning process that involved numerous public officials, planners, and residents of the affected area and the Town; and

Whereas, the geographic area covered by the Comprehensive Plan Land Use Plan Land Use Plan includes the Chapel Hill Joint Planning Transition Area as identified in the Joint Planning Agreement, which area is also covered by the Joint Planning Area Land Use Plan and Map; and

Whereas, implementation of revisions to the Chapel Hill Comprehensive Plan and Land Use Plan requires an amendment to the Joint Planning Area Land Use Plan and Map.

Now, Therefore, the Orange County Board of Commissioners, Chapel Hill Town Council and Carrboro Board of Aldermen hereby resolve that the Joint Planning Land Use Plan and Map be amended according to the map shown in attachment A1, with the following exceptions:

- 1) That Area 1 (the Greene Tract) be designated for Public Use.
- 2) That Area 5 (the Neville Tract) shall remain designated as Open Space.

BE IT FURTHER RESOLVED that Orange County, as successor to the Landfill Owners Group, shall implement the Comprehensive Restoration Plan for Area 5 (the Neville Tract) as negotiated with the landfill neighbors in 1995 (see Town of Carrboro Resolution No. 17/95-96).

This amendment shall become effective upon adoption by the governing bodies of Orange County, Chapel Hill, and Carrboro.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 12th day of June, 2001:

Ayes: Mark Dorosin, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

REVOLVING LOAN FUND REQUEST/CHICKEN NOODLE SOUP

The purpose of this item was to present to the Board of Aldermen an application from Chicken Noodle Soup—a children's clothing resale store. The request is for a loan from the Carrboro Revolving Loan Fund in the amount of \$15,000.

MOTION WAS MADE BY DIANA MCDUFFEE AND SECONDED BY ALLEN SPALT THAT FORMAL CREDIT CHECKS BE PERFORMED ON ALL APPLICANTS FOR REVOLVING LOANS. AFFIRMATIVE SIX, ABSENT ONE (BROUN)

The following resolution was introduced by Alderman Allen Spalt and duly seconded by Alderman Mark Dorosin.

A RESOLUTION TO APPROVE A LOAN FOR CHICKEN NOODLE SOUP
Resolution No. 164/2000-01

WHEREAS, the Town of Carrboro established a revolving loan fund in 1986 to provide incentives for individuals to start new businesses in the Town of Carrboro and create at least one job per \$10,000 borrowed from the fund; and

WHEREAS, as of April 30, 2001, the fund has approximately \$254,262.33 available to be loaned to applicants with viable projects; and

WHEREAS, the applicant has completed the loan application and that loan application has been reviewed by the loan packager reviewer (TEDCO), the Downtown Development Commission and was found to be an eligible project for the fund and has shown that two jobs will be created.

NOW THEREFORE, THE CARRBORO MAYOR AND BOARD OF ALDERMEN RESOLVES THAT:

Section 1. Based upon the review of the application by the Loan Packager and their recommendation from the Downtown Development Commission the loan is approved in the amount of \$15,000 for three years at an interest rate of 3% contingent upon the applicant receiving all necessary licenses to operate the business in the Town of Carrboro.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 12th day of June, 2001:

Ayes: Mark Dorosin, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

FINAL BUDGET INSTRUCTIONS TO THE TOWN MANAGER FOR THE FY2001-02 BUDGET

The purpose of this agenda item was to complete budget discussions and to instruct the Town Manager to develop a final draft of the budget for adoption by the Board of Aldermen on June 26th.

Mayor Nelson requested information on the sale price for the Crest Street property and house located on the Hillsborough Road Neighborhood Park property.

Chris vanHasselt, Chair of the Transportation Advisory Board, explained the TAB's recommendation regarding fare-free bus service.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO APPROVE ALDERMAN SPALT'S SECOND PAY PLAN PROPOSAL: 2.5% MERIT, 2.5% MERIT BELOW THE MIDPOINT, 2.5 % ABOVE THE MIDPOINT, 2/3 IMPLEMENTATION FULL MARKET POLICE AND FIRE FULL IN 1ST YEAR. VOTE: AFFIRMATIVE THREE, NEGATIVE THREE (MCDUFFEE, NELSON, DOROSIN), ABSENT ONE (BROUN)

MOTION WAS MADE BY MARK DOROSIN AND SECONDED BY DIANA MCDUFFEE TO APPROVE THE JUNE 4 OPTION #1 PAY PLAN PROPOSAL: 2.5% COLA, 2.5% MERIT BELOW MIDPOINT, 0 % ABOVE THE MIDPOINT. VOTE: AFFIRMATIVE THREE, NEGATIVE THREE (SPALT, GIST, ZAFFRON), ABSENT ONE (BROUN)

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO APPROVE THE JUNE 4 OPTION #2 PAY PLAN PROPOSAL: 2.5% COLA, 2.5% MERIT BELOW MIDPOINT, 1 % ABOVE THE MIDPOINT. VOTE: AFFIRMATIVE FOUR, NEGATIVE TWO (GIST, SPALT), ABSENT ONE (BROUN)

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO REDUCE THE NUMBER OF ACRES FOR THE PUBLIC WORKS FACILITY FROM 27 TO 17 ACRES. (MOTION WITHDRAWN)

MOTION WAS MADE BY MARK DOROSIN AND SECONDED BY DIANA MCDUFFEE THAT WHEN THE PERSONNEL IMPROVEMENT PLAN IS CONSIDER IN THE FALL OF 2001, THAT THE FIRST PRIORITY BE TO IMPLEMENT THE MARKET ADJUSTMENT PLAN FOR THE PUBLIC WORKS DEPARTMENT. VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

REPORT ON THE ADEQUATE PUBLIC FACILITIES ORDINANCE

This item presented a status report regarding the proposed School Adequate Public Facilities Ordinance and Memorandum of Understanding. The Administration recommended that the Board of Aldermen adopt a resolution accepting the report.

The following resolution was introduced by Alderman Allen Spalt and duly seconded by Alderman Diana McDuffee.

A RESOLUTION ACCEPTING A STATUS REPORT
ON SCHOOL ADEQUATE PUBLIC FACILITIES
Resolution No. 165/2000-01

WHEREAS, the Town of Carrboro adopted a resolution on February 27, 2001 requesting additional information or clarification regarding the proposed Adequate Public Facilities Ordinance and Memorandum of Understanding;

WHEREAS, the Town Attorney and staff continue to work cooperatively with Orange County, Chapel Hill, Hillsborough, and the two school districts;

WHEREAS, several issues need further review and analysis by all parties.

NOW, THEREFORE, BE IT RESOLVED BY THE CARRBORO BOARD OF ALDERMEN:

Section 1. That the status report has been received and that the Town Attorney and Staff should continue to work with the other parties to provide responses to all issues identified in the 2/27/01 resolution as well as those issues identified in the May1, 2001 memorandum from Mike Brough.

Section 2. That the Board supports the Adequate Public Facilities Ordinance in principle.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 12th day of June, 2001:

Ayes: Mark Dorosin, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt

Noes: Alex Zaffron

Absent or Excused: Joal Hall Broun

BOARD RETREAT FOLLOW-UP DISCUSSION

The Board requested that this item be rescheduled.

BUDGET TRANSFER TO COVER FETE EXPENSES

Mr. Morgan requested that the Board approve a budget amendment to increase the 2000-01 budget for the FETE de la Musique by \$2,181.70. Funds are available from donations that were set aside in the prior fiscal year.

MOTION WAS MADE BY ALEX ZAFFRON ND SECONDED DIANA MCDUFFEE BY TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY-2000-01 BUDGET ORDINANCE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

A RESOLUTION SUPPORTING THE RECOMMENDATIONS OF THE CAPITAL NEEDS ADVISORY TASK FORCE

The following resolution was introduced by Alderman Allen Spalt and duly seconded by Alderman Alex Zaffron.

A RESOLUTION SUPPORTING THE RECOMMENDATIONS OF THE CAPITAL NEEDS ADVISORY TASK FORCE Resolution No. 167/2000-01

WHEREAS, the Orange County Board of Commissioners intends to present a comprehensive bond package to the citizens this November; and

WHEREAS, Carrboro and Chapel Hill have presented a coordinated, joint and mutually-supported parks and recreation bond projects request to the Capital Needs Advisory Task Force in April; and

WHEREAS, the Capital Needs Advisory Task Force for many weeks worked diligently and thoughtfully to consider a broad range of urgent capital needs in Orange County;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

Section 1. The Board commends and supports the work and the recommendations of the Capital Needs Advisory Task Force.

Section 2. The Board urges the County Board of Commissioners to support the Task Force's recommendations for a Parks and Recreation and Lands Legacy bond in their entirety.

Section 3. The Board emphasizes to the Commissioners that this parks and recreation bond project proposal is the minimum responsible request and should not be reduced.

Section 4. The Board notes that the southern Orange County projects recommended by the Task Force are projects that can be leveraged and expedited due to work and planning already completed or in progress and funds and land already set aside for these purposes.

Section 5. This resolution shall become effective upon adoption.

The foregoing ordinance, having been submitted to a vote, received the following vote and was duly adopted this 12th day of June, 2001:

Ayes: Mark Dorosin, Jacquelyn Gist, Diana McDuffee, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

STATUS REPORT ON RADIO STATION

Alderman Dorosin gave a status report on this project.

SCARLETT DRIVE TOWNHOMES DEDICATION

Alderman McDuffee stated that she had attended the dedication of the Scarlet Drive Townhomes. She stated that they are a great example of how dense, affordable housing can add to a neighborhood.

RESPONSE TO LETTER FROM PINE STREET RESIDENTS

Alderman Spalt asked for a copy of the Town Attorney's response to Mr. and Mrs. Hay, residents of Pine Street.

Mr. Brough stated that he would forward his response to the members of the Board.

MOTION WAS MADE BY ALLEN SPALT AND SECONDED BY MARK DOROSIN TO ADJOURN THE MEETING AT 11:30 P.M. VOTE: AFFIRMATIVE ALL

Mayor

Town Clerk